

PTO/SB/21 (08-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/803,258
	Filing Date	March 18, 2004
	First Named Inventor	Brannon, et al.
	Art Unit	3672
	Examiner Name	To Be Assigned
Total Number of Pages in This Submission	Attorney Docket Number	020569-01802 (P203-1318B-US)

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Power of Attorney; Assignment; Recordation; Application Data Sheet; Post card
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	John Wilson Jones for LOCKE LIDDELL & SAPP, LLP
Signature	
Date	September 24, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	John Wilson Jones		
Signature		Date	September 24, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	§	Examiner:	To Be Assigned
	§		
Brannon, et al.	S		
	§		
Serial No.: 10/803,258	§		
	§	Group Art Unit:	3672
Filed: March 18, 2004	§		
	§		
For: Method of treating subterranean	§	Attorney Docket No. 020569-01802	
formations using mixed density	§		(P203-1318B-US)
proppants or sequential proppant	§		
stages	§		

RESPONSE TO NOTICE TO FILE

MISSING PARTS OF NON-PROVISIONAL APPLICATION

MAIL STOP MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

Dear Sir:

In response to the Notice to file Missing Parts of Non-Provisional Application mailed July 26, 2004, Applicant submits the following items:

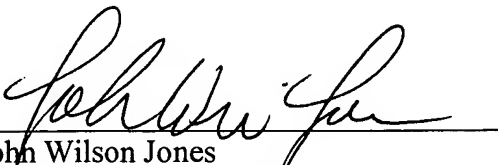
1. Return Copy of Notice to file Missing Parts of Non-Provisional Application;
2. Declaration (5 pgs);
3. Power of Attorney by Assignee (2 pgs);
4. Recordation Cover Sheet with Assignment (10 pgs);
5. Application Data Sheet (6 pgs);
6. Replacement drawings (2 pgs); and
7. Return receipt postcard.

Applicant hereby authorizes the Commissioner to debit the Locke Liddell & Sapp LLP Deposit Account No. 12-1322 in the amount of \$170.00 (\$130.00 surcharge fee and \$40.00 assignment recordation fee) for the fees associated with this filing. Applicants do not believe that any additional fees are due in association with this filing. However, the Commissioner is

authorized to debit and/or credit the Locke Liddell & Sapp LLP for any additional fees, which may be due. An additional copy of this document is being provided for accounting purposes.

Respectfully submitted,

Date: September 24, 2004

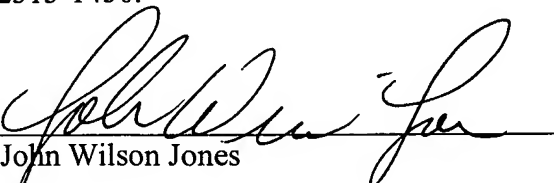

John Wilson Jones
Registration No. 31,380

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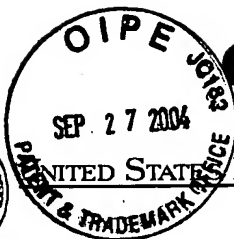
CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(A)

I hereby certify that this document and its attachments are being deposited, on the date indicated below, with the United States Postal Service with sufficient postage as First-Class Mail in an envelope addressed to MAIL STOP MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

Date: September 24, 2004


John Wilson Jones

#JFW



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/803,258	03/18/2004	Harold Dean Brannon	020569-01802

CONFIRMATION NO. 5399

FORMALITIES LETTER



OC000000013341858

22904
 LOCKE LIDDELL & SAPP LLP
 600 TRAVIS
 3400 CHASE TOWER
 HOUSTON, TX 77002-3095

Date Mailed: 07/26/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/28/2004 MBIZUNES 00000041 121322 10803258 FILED UNDER 37 CFR 1.53(b)

01 FC:1051 130.00 DA

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch). See Figures(s) 1&2.
 - Numbers, letters, and reference characters on the drawings must measure at least 0.32 cm (1/8 inch) in height. See Figure(s) 1&2.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Ruth BERKE

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE